

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

MAGTEN ASSET MANAGEMENT)	
CORPORATION and LAW DEBENTURE)	
TRUST COMPANY OF NEW YORK,)	
)	
Plaintiffs,)	
)	
v.)	C.A. No. 04-1494-(JJF)
)	
NORTHWESTERN CORPORATION,)	
)	
Defendant.)	
)	
<hr/>)	
MAGTEN ASSET MANAGEMENT CORP.,)	
)	
Plaintiff,)	
)	
v.)	C.A. Action No. 05-499 (JJF)
)	
MICHAEL J. HANSON and ERNIE J. KINDT,)	
)	
Defendants.)	
<hr/>)	

TO:	Denise Seastone Kraft Edwards Angell Palmer & Dodge LLP 919 North Market Street 15 th Floor Wilmington, DE 19801	Stanley T. Kaleczyc Kimberly A. Beatty Browning, Kaleczyc, Berry & Hoven, P.C. 139 North Last Chance Gulch P.O. Box 1697 Helena, Mt 59624
-----	-----------------------------------------------------------------------------------------------------------------------------------------	----------------------------------------------------------------------------------------------------------------------------------------------------------

NOTICE OF DEPOSITION

PLEASE TAKE NOTICE that Plaintiff Magten Asset Management Corp. will take the deposition of Ernie J. Kindt commencing at 9:30 a.m. on April 23, 2007 and continuing until completed, at the offices of Blank Rome LLP, 1201 Market Street, Suite 800, Wilmington, Delaware 19801. The deposition will be taken before a notary public or other officer authorized by law to administer oaths, and may be recorded by stenographic and videographic means.

April 12, 2007

BLANK ROME LLP

/s/ Dale R. Dubé

Dale R. Dubé (DE No. 2863)
Bonnie G. Fatell (DE No. 3809)
David W. Carickhoff (DE No. 3715)
1201 Market Street, Suite 800
Wilmington, DE 19801
Telephone: (302) 425-6400
Facsimile: (302) 425-6464

- and -

**FRIED, FRANK, HARRIS, SHRIVER &
JACOBSON LLP**

Bonnie Steingart
Gary L. Kaplan
John W. Brewer
One New York Plaza
New York, NY 10004
Telephone: (212) 859-8000
Facsimile: (212) 859-4000
Counsel for Magten Asset Management
Corporation

CERTIFICATE OF SERVICE

I hereby certify that on this 12th day of April, 2007, I served by hand delivery and electronic filing the NOTICE OF DEPOSITION using CM/ECF which will send notification of such filing(s) to the following:

BY EMAIL AND HAND DELIVERY

Kathleen M. Miller, Esquire
 Smith Katzenstein & Furlow LLP
 800 Delaware Avenue
 P. O. Box 410
 Wilmington, DE 19899

David A. Jenkins, Esquire
 Smith Katzenstein & Furlow LLP
 800 Delaware Avenue
 P. O. Box 410
 Wilmington, DE 19899

Victoria Watson Counihan, Esquire
 Dennis A. Meloro, Esquire
 Greenberg Traurig LLP
 The Nemours Building
 1007 North Orange Street, Suite 1200
 Wilmington, DE 19801

Denise Seastone Kraft, Esquire
 Edwards Angell Palmer & Dodge LLP
 919 North Market Street, 15th Floor
 Wilmington, DE 19801

I also certify that, on this 12th day of April, 2007, I served the aforementioned document, by e-mail and Federal Express, upon the following participants:

BY EMAIL AND FEDERAL EXPRESS

Stanley T. Kaleczyc, Esquire
 Kimberly A. Beatty, Esquire
 Browning, Kaleczyc, Berry & Hoven, P.C.
 139 North Last Chance Gulch
 P.O. Box 1697
 Helena, Mt 59624

Bijan Amini, Esquire
 Avery Samet, Esquire
 Bradley F. Silverman, Esquire
 Storch Amini & Munves PC
 2 Grand Central Tower
 140 East 45th Street, 25th Floor
 New York, New York 10017

Steven J. Reisman, Esquire
 Joseph D. Pizzurro, Esquire
 Nancy E. Delaney, Esquire
 Miriam K. Harwood, Esquire
 Curtis, Mallet-Prevost, Colt & Mosle LLP
 101 Park Avenue
 New York, New York 10178-0061

John V. Snellings, Esquire
 Amanda D. Darwin, Esquire
 Nixon Peabody LLP
 100 Summer Street
 Boston, Massachusetts 02110-1832

Dale R. Dubé (No. 2863)